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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dixon, et al.

Appl. No. : 10/016,358

Filed : October 30, 2001

For : CONSTITUTIVE DISEASE
RESISTANCE (CDR1) GENE AND
METHODS OF USE THEREOF

Examiner : Medina Ahmed Ibrahim

) Group Art Unit 1638

#5

) I hereby certify that this correspondence
) and all marked attachments are being
) deposited with the United States Postal
) Service as first-class mail in an envelope
) addressed to: Commissioner for Patents,
) P.O. Box 1450, Alexandria, VA 22313-
) 1450, on

) July 16, 2003

) (Date)

) Michael L. Fuller, Reg. No. 36,516

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed June 17, 2003, Applicants hereby elect Group III, Claims 20-46, drawn to a method of transforming plants and transgenic plants and seeds, classified in class 800, subclass 279, without traverse.

No fees are seen as being necessary in connection with this response. However, the Commissioner is authorized to charge any fees in connection with this paper to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP.

Dated: July 16, 2003

By: [Signature]

Michael L. Fuller
Registration No. 36,516
Attorney of Record
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